



FLEMING-MASON ENERGY  
COOPERATIVE, INC.

P.O. BOX 328 • FLEMINGSBURG, KENTUCKY 41041 • (606) 845-2661 • FAX (606) 845-1008

RECEIVED

OCT 23 2007

PUBLIC SERVICE  
COMMISSION

October 23, 2007

Ms. Beth O'Donnell  
Executive Director  
Kentucky Public Service Commission  
P. O. Box 615  
Frankfort, KY 40602

RE: Case No. 2007-00022  
4<sup>th</sup> Data Request

Dear Ms. O'Donnell:

Enclosed are the original and six copies of the responses to the PSC 4<sup>th</sup> Data Request. Please note that these responses have been filed as confidential under the provisions of 807 KAR 5001-Section 7.

Sincerely,

A handwritten signature in cursive script that reads "Joni K. Hazelrigg".

Joni K. Hazelrigg  
CFO

Enclosures

Cc: Attorney General's Office



Fleming-Mason Energy  
Case No. 2007-00022  
Fourth Data Request of Commission Staff

1. In the Response to the Third Data Request of Commission Staff dated August 28, 2007 (“Staff’s Third Request”), Item 5, Fleming-Mason states that it has decided to sell its wholly-owned subsidiary, Fleming-Mason Service Corporation, (“Service Corp.”) and pay off the line of credit with the proceeds of the sale.

a. Provide the name of the purchaser of Service Corp.

**Response:**

*Redacted pursuant to a request for confidentiality under KRS61.878 (1) (c) 1.*

b. Provide the purchase price.

**Response:**

*Redacted pursuant to a request for confidentiality under KRS61.878 (1) (c) 1.*

c. Are any of the current or former board members or officers of Fleming-Mason affiliated with the purchasers of Service Corp.? If yes, provide the names and affiliations.

**Response:**

*Redacted pursuant to a request for confidentiality under KRS61.878 (1) (c) 1.*

d. Provide copies of the document outlining the terms and conditions of the sale.

**Response:**

*Redacted pursuant to a request for confidentiality under KRS61.878 (1) (c) 1.*

Fleming-Mason Energy  
Case No. 2007-00022  
Fourth Data Request of Commission Staff

1e. Describe the final disposition of the assets and liabilities of Service Corp.

**Response:**

*Redacted pursuant to a request for confidentiality under KRS61.878 (1) (c) 1.*

f. Did the purchaser acquire the rights to the Service Corp. name?

**Response:**

*Redacted pursuant to a request for confidentiality under KRS61.878 (1) (c) 1.*

g. Provide copies of the final financial statements for Service Corp.

**Response:**

*Redacted pursuant to a request for confidentiality under KRS61.878 (1) (c) 1.*



Fleming-Mason Energy  
Case No. 2007-00022  
Fourth Data Request of Commission Staff

2. Provide a detailed analysis of the impact of the sale on Fleming-Mason's financial condition. Include in the analysis any gain or loss to Fleming-Mason's investment resulting from the sale.

**Response:**

*Redacted pursuant to a request for confidentiality under KRS61.878 (1) (c) 1.*



Fleming-Mason Energy  
Case No. 2007-00022  
Fourth Data Request of Commission Staff

3. Provide Fleming-Mason's most current financial statements that reflect the sale of Service Corp.

**Response:**

*Redacted pursuant to a request for confidentiality under KRS61.878 (1) (c) 1.*



Fleming-Mason Energy  
Case No. 2007-00022  
Fourth Data Request of Commission Staff

4. Concerning the proceeds from the sale:

a. Were the proceeds from the sale sufficient to pay off the line of credit between Service Corp. and the National Cooperative Services Corporation? Explain the response.

**Response:**

*Redacted pursuant to a request for confidentiality under KRS61.878 (1) (c) 1.*

b. If the proceeds were not sufficient to pay off the line of credit, describe the actions Fleming-Mason anticipates undertaking to deal with the outstanding balance of the line of credit.

**Response:**

*Redacted pursuant to a request for confidentiality under KRS61.878 (1) (c) 1.*

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In The Matter of:

AUTHORIZATION OF FLEMING-MASON  
ENERGY COOPERATIVE, INC. FOR CASE NO. 2007-00022  
AN ADJUSTMENT OF RATES

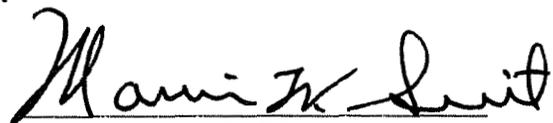
**MOTION FOR CONFIDENTIALITY**

Comes Fleming-Mason Rural Energy Cooperative Corporation, by their attorney, Marvin W. Suit, and moves the Commission under the provisions of 807 KAR 5001-Section 7- Confidential Material for their responses dated October 22, 2007 to the FOURTH DATA REQUEST OF COMMISSION STAFF TO FLEMING-MASON ENERGY COOPERATIVE, INC. be kept confidential as follows:

1. Pursuant to KRS 61.878 (1) [c] 1. Records confidentially disclosed to an agency, generally recognized as confidential or proprietary, which if openly disclosed would permit an unfair commercial advantage to competitors of the entity that disclosed the records . . . . .
- b. In conjunction with the regulation of the commercial enterprise . . . . .

2. This request applies to the responses of the applicant to the FOURTH DATA REQUEST as stated above due to the fact that Fleming-Mason Service Corporation has entered into an INTENT TO SELL the assets of the corporation which sale is to be completed by December 1, 2007 and the publication of the responses by the Commission could jeopardize the sale and frustrate the very action that the Commission has indicated desired in the disposal of this subsidiary corporation.
3. The responses have been redacted from the publicly filed responses and the confidential responses are provided in full and enclosed in a sealed envelope for the uses of the Commission.
4. The applicant respectfully requests that confidentiality be granted the responses of the applicant as outlined herein.

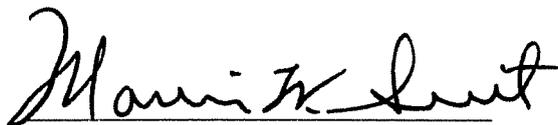
DATED: October 22, 2007



MARVIN W. SUIT  
SUIT, McCARTNEY & PRICE  
Attorney for Applicant  
207 Court Square  
Flemingsburg, Ky. 41041  
(Ph)-606-849-2338

CERTIFICATE OF SERVICE

I hereby certify that this Motion has been filed with the Public Service Commission of Kentucky, 211 Sower Blvd, P. O. Box 615, Frankfort, KY 40602-0615 and the Office of the Attorney General, Attn: Dennis F. Howard II, 1024 Capital Center Drive, Suite 200, Frankfort, KY 40601-8204 this 22<sup>nd</sup> day of October 2007 by depositing same in the United States Mail with postage prepaid.



MARVIN W. SUIT  
SUIT, McCARTNEY & PRICE  
Attorney for Applicant  
207 Court Square  
Flemingsburg, Ky. 41041  
(Ph)-606-849-2338